Entered - 09/14/00 - sb CL 00L0560 - GWENDOLYN BURNS

00- *P*-1719

CLAIM OF: Tevish S. Clark 605 Windsor St

605 Windsor Street, #A-11 Atlanta, Georgia 30312

COUNCIL

For vehicular damages alleged to have been sustained as a result of a automobile collision with a city vehicle on August 25, 2000 at 230 Cleveland Avenue, SW.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Tevish S. Clark** the sum of \$2,000.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of automobile collision on August 25, 2000 at 230 Cleveland Avenue, SW as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

ATLANTA CITY COUNCIL PRESIDENT

APPROVED: SUSAN PEASE LANGFORD CITY ATTORNEY

ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

APPROVED

NOV 1 5 2000

WITHOUT SIGNATURE BY OPERATION OF LAW JUBABLE NE

Derny Slates

Machine Tong



#### MUNICIPAL CLERK ATLANTA, GEORGIA

00-R-1719

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to Tevish S. Clark in the sum of \$2,000.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of an automobile collision with a city vehicle on August 25, 2000 at 230 Cleveland Ave., SW as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

Ronda Wauphin Johnson Municipal Clerk, CMC

**ADOPTED** by the Council RETURNED WITHOUT SIGNATURE OF THE MAYOR APPROVED as per City Charter Section 2-403

NOV 06, 2000

NOV 15, 2000

# **DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. <u>00L0560</u> Date: <u>October 20, 2000</u>
Claimant / Victim TEVISH S. CLARK
BY: (Atty) (Ins. Co.)
Address: 605 Windsor Street, #A-11, Atlanta, Georgia 30312
Subrogation: Claim for Property damage \$ 5,083.83 Bodily Injury \$
Date of Notice: 9/13/00 Method: Written, Proper X Improper  Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  Date of Occurrence 8/25/00 Place: 230 Cleveland Avenue, SW  Department POLICE Division  Employee involved Anthony Gilley Disciplinary Action: Pending Review
Conforms to Notice: U.C.G.A. §30-33-3 A Affice Literii (0 Mu.) A  Place: 220 Claysland Avenue SW
Date of Occurrence 8/25/00 Place: 250 Cleveland Avenue, 5 w
Department POLICE DIVISION Digginling Action: Pending Paview
Employee involved Anthony Giffey Disciplinary Action. Fending Review
NATURE OF CLAIM: Claimant's vehicle sustained damage when it was struck by a City vehicle that was in
the process of pursuing a subject.
the process of pursuing a subject.
INVESTIGATION:
INVESTIGATION.
Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report Other
Traffic citations issued: City Driver Claimant Driver
Traffic citations issued: City Driver Claimant Driver
BASIS OF RECOMMENDATION:
Function: Governmental X Ministerial  Improper Notice More than Six Months Other Damages reasonable X  City not involved Offer rejected Compromise settlementX
Improper Notice More than Six Months Other Damages reasonable X
City not involved Offer rejected Compromise settlement X
Renair/replacement by Ins. Co. Renair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned
, , , , , , , , , , , , , , , , , , , ,
Respectfully submitted,
Lucian dela Dian
July was son
INVESTIGATOR - GWENDØLYN BURNS
RECOMMENDATION:
Pay \$ 2,000.00 / Adverse / Agrount charged: 1A01 X 2J01 2H01
Claims Manager: Concur/date Concur/date
Committee Action:Council Action
FORM 23-61

<b>Y</b> •				7	BUKKS
COUNCIL OF THE CITY	OF ATLANTA		RE: CLAIM FO	R DAMAGES	09/13/02
MUNICIPAL CLERK City Hall		the transfer of the second of	Todov's D	ate: 9/8/200	
55 Trinity Avenue, S.W.	The second secon		roday's Di	ate: -1/8/200	- Re
Atlanta, Georgia 30335	SEP   3		09−15+c	ENTERED - 9-14	-00 - SB
Dear Municipal Clerk:			09-15-6	00L0560 - GWEN	
This is to notify the City	MUNICIPAL	OL JOK od de	amagaa in the emer	A	
This is to notify the City and/or \$	bodily injury f	or which I cont	end the City is liable.	t sum of \$	property
Date of incident:				u 2 Police called.	•
(	month/day/ year)	2. Time 0.	i iliddelit	5. Fonce caned:	Yes No
4. Location of incident (inclu	ding street address): _	Cleve A	nd AVE. K-	mant	
5. Name of your insurance co				Policy No <b>?</b>	
6. State what and how incide	ent occurred:	was tu	Rowne in K-	ment 10+	when I
maticed # 7	Dolice Val	1 Comi,	in behind	me at a na	apic speed
•			· · · · · · · · · · · · · · · · · · ·	en proceed	t,
14. 1-1 1	- reg vene	1	e / / ne vn	of photeed	I f al
TR TRICK +	o squeese	Ty n	10, STATIA	that he a	Woln't See
7. ALL ESTIMATES AND RESULT IN YOUR CL	DAMAGES ARE AIM BEING DENI	SUBJECT TO I ED AND MAY	NSPECTION. THE PROPERTY RESULT IN CRIMIN	MAKING OF FALSE NAL PROSECUTION	CLAIMS WILL !!
8. The registered owner estimates of repair and	must make the o	claim for vehi p of your vehic	cle damages, compl cle (copy of the curre	lete the following annt tag receipt or title).	nd attach two (2)
Your vehicle: Fead T		_	867 XBF	Table	· Clark
(Mal			(Tag Number)	(Driver's	Name)
City vehicle:					
(Mal	•	(City Driver's		(Department/E	Bureau)
9. Witness: Shouand (Nan	KA John	son 38	e mactin st	(4) 223-	oros
(Nar	ne)		(Address)	(Telephone Nu	mber)
10. The acknowledgement State law, nor is it an a	of this claim in no	way waives th	ne Sovereign immuni	ty of the City of Atla	nta, as granted by
				and of its employee(	5).
11. This claim should be m	iailed immediately	to the address		0 01 11	/
I HEREBY SWEAR OR			Tevish	S. Clark Print Clamaint's Nai	
INFORMATION IS TR	GE AIVID CORREC	.1.			
Signature of Claimant	ar		605 Winds	30 M St. # A- (Address)	-//
Signature of Claimant					
			H+LAN+A,	Ga. 303 (City, State and Zip	( <u>Z</u>
			(4) 245-5 (Work No.	506 (4)	1 586-0 560 (Home Number)
			(TOLK IVUI	(	TIOTHE LAUTHDEL)

# GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0560	. \$	2,000.00	
IN CONSIDERATION of the sum ofDOLLARS, to be paid by the CIT I do hereby, for myself, my heirs, executor its officers and employees, from any and a expenses, of whatsoever kind or nature for of or or on account of a vehicular accident which occurred on or about the250	TY OF ATLANTA, the futures, administrators, and assibility claims, demands, action or on account of anything	ure receipt of which is herebigns, release and forever disns, causes of action, suits, dathat has heretofore occurred	scharge said City, lamages, loss and
at or near 230 Cleveland Avenue			
It is further understood and agreed to admission on the part of the City, its office undersigned further covenants and agrees to servants and employees, from any and all agents, servants and employees, may be called And I now state that the only considered of the sum stated above; that no other promissides City or its agents to cause me to sign instrument.	ers, agents, servants or emto indemnify and hold hard claims, damages or costs alled upon to make as a resideration for my signing thin hise or agreement of any kithis release, and that I ful	inployees, of any liability when the city of Atlanta, its which the said City of Atlanta its which the event hereinbeform is release and indemnification indor nature has been made ally understand the meaning	hatsoever and the s officers, agents, lanta, its officers, re referred to.  on is the payment e to or with me by and intent of this
WITNESS my hand and seal this	10.	day of <u>CCf.</u>	, 20 <u>C C</u>
	Junsk TEVISH S. CL	day of Oct.	(LS)
The above release was read and exp			<del></del>
	in o	ur presence on the date above	ve written.
	Ran	ea Close	
	Hakua	ch Clark	
	1.	WITNESSES	

### Atlanta City Council

#### Regular Session

CONSENT

Pages 1-17

ADOPT

YEAS: 14
NAYS: 0

ABSTENTIONS: 0

NOT VOTING: 1

EXCUSED: 0

ABSENT 1

Y McCarty	Y Dorsey	Y Moore	Y Thomas	ITEM (S) REMOVEDFROM
B Starnes	Y Woolard	Y Martin	Y Emmons	CONSENT AGENDA
Y Bond	Y Morris	Y Maddox	Y Alexander	00-R-1422
Y Winslow	Y Muller	Y Boazman	NV Pitts	00-R-1666

		11/06/00 Council Meeting
ITEMS ADOPTED	ITEMS ADVERSED	ITEMS ADVERSED
ON CONSENT	ON CONSENT	ON CONSENT
AGENDA	AGENDA	AGENDA
1. 00-O-1577	30. 00-R-1716	59. 00-R-1753
2. 00-O-1586	31. 00-R-1724	60. 00-R-1754
3. 00-O-1615	32. 00-R-1725	61. 00-R-1755
4. 00-O-1661	33. 00-R-1727	62. 00-R-1756
5. 00-O-1663	34. 00-R-1728	63. 00-R-1757
6. 00-O-1670	35. 00-R-1729	64. 00-R-1758
7. 00-R-1578	36. 00-R-1730	65. 00-R-1759
8. 00-R-1685	37. 00-R-1731	66. 00-R-1760
9. 00-R-1780	38. 00-R-1732	67. 00-R-1761
10. 00-R-1659	39. 00-R-1733	68. 00-R-1762
11. 00-R-1688	40. 00-R-1734	69. 00-R-1763
12. 00-R-1689	41. 00-R-1735	70. 00-R-1764
13. 00-R-1704	42. 00-R-1736	71. 00-R-1765
14. 00-R-1722	43. 00-R-1737	72. 00-R-1766
15. 00-R-1723	44. 00-R-1738	73. 00-R-1767
16. 00-R-1708	45. 00-R-1739	74. 00-R-1768
17. 00-R-1774	46. 00-R-1740	75. 00-R-1769
18. 00-R-1709	47. 00-R-1741	76. 00-R-1770
19. 00-R-1710	48. 00-R-1742	77. 00-R-1771
20. 00-R-1711	49. 00-R-1743	78. 00-R-1772
21. 00-R-1712 22. 00-R-1713	50. 00-R-1744	79. 00-R-1773
22. 00-R-1713 23. 00-R-1714	51. 00-R-1745	
24. 00-R-1715	52. 00-R-1746 53. 00-R-1747	
25. 00-R-1717	53. 00-R-1747 54. 00-R-1748	
26. 00-R-1717		
27. 00-R-1719	55. 00-R-1749 56. 00-R-1750	
28. 00-R-1719	57. 00-R-1751	
29. 00-R-1721	58. 00-R-1752	
20. 00 1(1/21	56. 00-10-1752	
	145	